

10/520421

Rec'd PCT/PTO 06 JAN 2005

Docket No.: 12874-00003-US
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Design Application of:
Werner Simon et al.

Application No.: Not Yet Assigned

Confirmation No.: N/A

Filed: Concurrently Herewith

Art Unit: N/A

For: Fredericamycin As Medicaments for Treating
Tumors

Examiner: Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT (IDS)

MS PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement accompanies the new patent application submitted herewith.

A copy of each reference on the PTO/SB/08 is attached.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this

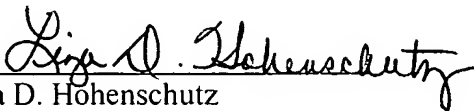
Application No.: Not Yet Assigned

Docket No.: 12874-00003-US

application by this firm) to our Deposit Account No. 03-2775, under Order No. 12874-00003-US. A duplicate copy of this paper is enclosed.

Dated: January 6, 2005

Respectfully submitted,

By 
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| Substitute for form 1449A/B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary) | | | | Complete if Known | |
| | | | | Application Number | Not Yet Assigned 40/520421 |
| | | | | Filing Date | Concurrently Herewith |
| | | | | First Named Inventor | Werner Simon |
| | | | | Art Unit | N/A |
| | | | | Examiner Name | Not Yet Assigned |
| Sheet | 1 | of | 1 | Attorney Docket Number | 12874-00003-US |

| U.S. PATENT DOCUMENTS | | | | | |
|-----------------------|--------------------------|--|--------------------------------|--|---|
| Examiner Initials* | Cite No. ¹ | Document Number | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
| | | Number-Kind Code ² (if known) | | | |
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| | AC | US-5,166,208 | 11-24-1992 | Kelly et al. | |

| FOREIGN PATENT DOCUMENTS | | | | | | | |
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| | | Country Code ³ -Number ⁴ -Kind Code ⁵ (if known) | | | | | |
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| NON PATENT LITERATURE DOCUMENTS | | | |
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| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |
| | CA | LATHAM, Michael et al.: "Inhibition of Topoisomerases By Fredericamycin A," Cancer Chemotherapy and Pharmacology (1989) 24: 167-171 | |
| | CB | WARNICK-PICKLE, Dana J. et al.: "Fredericamycin A. A New Antitumor Antibiotic Biological Properties," Journal of Antibiotics (1981) Vol. 34, No. 11, pages 1402-1407 | |

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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| Examiner Signature | | Date Considered | |
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